Docket No.: 3351-042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT, APPEALS AND INTERFERENCES

AUG 2 5 2005

In re Application of

THOMAS S. HEATH

U.S. Patent Application No. 09/577,487

Filed: May 25, 2000

For: VIDEO MOSAIC

Confirmation No. 6601

Group Art Unit: 2612

Examiner: CHRISS S. YODER, III

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Appeal Brief - Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision of the Primary Examiner finally rejecting claims.

Appeal Fee:\$500.00

Petition for extension of time Fee: \$1020.00

Not required (fee paid in prior appeal in this application).
 Credit Card Authorization form
 Charge to Deposit Account No. 07-1337.
 Petition for extension of time

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

08/26/2005 JADDO1

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